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We Sell Dependable
Merchandise at Prices
Lower Than Any Other
Store, but for Cash Only
Store Hours 9 to 5:30

2.75 Per Cent Beer Upheld By U. S. Court

Not Intoxicating, Rules St.
Louis Judge in Injunction
Against Interference
With Manufacture or Sale

State Rights Sustained

Congress Exceeded Power
in Enacting Enforcement
Law, Says the Decision

ST. LOUIS, Nov. 21.—Beer containing 2.75 per cent of alcohol is non-intoxicating, Judge John C. Pollock, of the United States District Court, declared today in a decision granting a temporary injunction to restrain the United States District Attorney and the Collector of Internal Revenue from interfering with the manufacture and sale of such beer by St. Louis brewers.

The injunction will become effective tomorrow, when Judge Pollock signs the order, he announced to-night.

Judge Pollock's decision, while confining itself to a ruling on 2.75 per cent beer, calls attention to the fact that war was being waged at the time the constitutional prohibition amendment was submitted by Congress to the state legislatures and that Congress at that time did not attempt to arrogate to itself the passage of a prohibition bill as a war measure.

The state legislatures voted on ratification, the decision said, on the promise of Congress that after the necessary number of states had ratified the amendment a year would be permitted to lapse before it should be enforced by the government.

Rights of States Recognized
Congress therein recognized the rights of the states, even in war times, the decision said, and it had not now the right to infringe on state powers with reference to prohibition enforcement.

In enacting the enforcement law, the decision said, Congress attempted to re-exercise war powers when the war emergency no longer existed and tried to justify by one section of the Constitution an act which was forbidden by another section.

The decision further points out that Congress in this instance has enacted a law which "does not pretend to conform with the state law of Missouri, but is in direct conflict with it." It says the laws of Missouri do not prohibit the manufacture of the brewers' product and that the brewers have paid large sums into the state Treasury from the proceeds of a business which was recognized by the state as legal.

Injunction Effective at Once
The judge cited the words of President Wilson in his veto message on the prohibition enforcement act as proof that to all practical intent the war was over. He asserted this act took away from the police powers of the states and violated the Eighteenth Amendment to the Constitution.

The decision does not deal with whisky or any liquors or beverages of greater alcohol content than 2.75 per cent and covers only the specific grounds on which the validity of the law was attacked in the injunction suits brought by the brewers, who sought to establish their right to make and sell 2.75 beer.

Judge Pollock did not rule on the constitutionality of either the war-time prohibition law or the Volstead enforcement act.

"Time for States to Wake Up"
The plea made by the brewers in the suits for an injunction was that 2.75 per cent alcohol in beer was not intoxicating, and asked that the defendants be enjoined from enforcing the law as

Prayers Speed 138,997 Bottles of Beer to Sewer

ZION CITY, Ill., Nov. 21.—Mayor W. H. Glendon, Chief of Police Becker and his aides, church leaders and other prominent citizens of this town today poured 138,997 bottles of 2 1/2 per cent beer into the sewers, in an elaborate ceremony which was started at 9 o'clock, when every resident of the town knelt and offered prayer.

The beer was ordered destroyed by Judge Claire C. Edwards, of the Waukegan Circuit Court, after it had been confiscated from smugglers from Wisconsin.

To-day's ceremony had been postponed for several days to permit construction of a trough so as to prevent "contamination" of the city's streets.

It affected 2.75 per cent alcoholic beer. Judge Pollock's decision was in suits brought by two brewing associations and five independent St. Louis brewers. The suits were consolidated by agreement.

The judge asked if the state of Missouri had ever questioned in court the right of Congress to pass the war-time prohibition law. When told that no such action had been taken he said: "It is time for the states to wake up or Congress may usurp all their privileges."

"Dry" Act Ruling May Come Dec. 3

Supreme Court Hears
Ruppert Beer Appeal
and Arguments Close

WASHINGTON, Nov. 21.—The validity of the war-time prohibition law and the Volstead act for its enforcement was put squarely before the Supreme Court to-day with the closing of arguments attacking and defending both measures. There was no intimation as to when an opinion might be rendered, but owing to the importance of the issue, a determination was considered probable.

After rendering opinions Monday the court will recess until December 8, so it is not likely the cases will be decided before that time. National Commissioner of Prohibition, J. Edgar Hoover, today commended the stand of Miss Mary Garrett Hay, the New York leader, against the re-nomination and reelection of Senator Wadsworth.

"Miss Hay's assertion that she will oppose the reelection of Senator Wadsworth is one of the bravest pronouncements yet made by any political leader among women," said Mrs. McMillan. "Miss Hay might go into every county in New York and talk to the women voters there, calling on them to forget Wadsworth's long opposition, and the only result would be they would turn against her. She knows that."

"Women hate to be made ridiculous. To go out and ask women to give their votes to a man who still insists that they ought not to have any votes to give is to score 100 per cent absurdity. If the Republican leaders try to discipline Mary Hay they will make the mistake of their fair young lives. One of these days men are going to discover suddenly that women can see through a ladder and if we all survive the shock things may go better thereafter."

In attacking the validity of the war-time prohibition act William D. Guthrie, appearing also for Ruppert, asserted the "more fact that some American troops were still abroad did not expand or increase the powers of Congress" and that the act was obsolete, as demobilization had been completed and the war ended.

\$5,269 Spent by Women

ALBANY, Nov. 21.—The La Guardia Greater New York Women's Campaign Committee spent \$5,269 toward the reelection of Representative La Guardia as President of the Board of Aldermen.

PEARLS
PRECIOUS STONES
JEWELRY

REED & BARTON THEODORE B. STARR, INC.

JEWELERS AND SILVERSMITHS
FIFTH AVENUE AT 47th STREET
4 MAIDEN LANE

men, according to the statement filed with the Secretary of State to-day by its treasurer, Margaret B. Danvers.

The receipts aggregated \$5,569. Among the contributors were Mrs. Whitelaw Reid, \$550; Mrs. Otto H. Kahn, \$300; Mrs. John Hays Hammond, Mrs. Andrew Carnegie, Mrs. Charles M. McKell, Mrs. John T. Pratt, Mrs. H. McK. Twombly, Mrs. Walter G. Ladd and Mrs. Charles H. Sabin, \$250 each; Mrs. Herbert L. Saterlee, \$150; Mrs. Arthur Curtis James, Mrs. George F. Baker, Miss Mary V. Hoffman, Mrs. John F. Greisel, Mrs. William C. Potter and Mrs. Hugh Auchincloss, \$50 each; Mrs. John D. Rockefeller Jr., Mrs. Charles S. Whitman and Mrs. Nicholas Murray Butler also contributed.

The campaign committee of John B. Johnson, Democratic candidate for District Attorney of Kings County, spent \$17,355. The largest contributor was the candidate himself, who gave \$6,300.

Miss Hay's Stand Praised By Woman Democrat

Mrs. Meredith Glad N. Y. Republicans Oppose Re-election of Senator Wadsworth

WASHINGTON, Nov. 21.—Mrs. Ellis Meredith, of Colorado, organizer of the woman's bureau of the Democratic National Committee and a first lieutenant of Mrs. George Bass, national leader of the Democratic suffragists, today commended the stand of Miss Mary Garrett Hay, the New York leader, against the re-nomination and reelection of Senator Wadsworth.

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The award of the commission was announced by Professor William Z. Ripley, chairman. He explained that T. V. O'Connor, president of the International Longshoremen's Association, and Joseph Ryan, vice-president of the International, both members of the commission representing the longshoremen, voted in favor of 85 cents an hour for straight and \$1.25 for overtime. They were outvoted three to two and O'Connor then moved to make the award unanimous. Professor Ripley announced that the case of the coastwise longshoremen would be taken up at Washington on December 5.

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Omsk Reported Half Levelled by 'Red' Shellfire

Refugees Streaming Afoot
From Blazing Town and
U. S. Consul General and
Red Cross Go to Irkutsk

NOVO NIKOLAEVSK, Nov. 17. (By The Associated Press.) (Delayed). The Bolsheviks to-day bombarded Omsk for several hours from the opposite bank of the Irtysh River. Between the periods of the bombardment fires broke out in the town, which is reported to have been half destroyed.

All the members of the intellectual classes, who previously had been unable to find means of leaving Omsk, have now fled on foot and are taking refuge in various villages. The Omsk garrison trained its artillery on the river bridge to prevent the "Reds" from crossing, but finally was driven off by the enemy fire.

Ernest L. Harris, the American Consul General, and the members of the Red Cross will depart early to-morrow for Irkutsk, Vice-Consul Hansen, who remained behind in Omsk, reported from Tatarskaya on Saturday that he was on board the British railway mission train. The Japanese mission is in the vicinity of Barabinsk.

General Janin, with the Czech troops, is operating to the eastward to-night. There is an indefinite report here that General Semenov attempted to move his troops toward Irkutsk from Chita, but was driven off by the Czechs.

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Longshoremen Given Increase Of 10c an Hour

Conciliation Board Awards
Like Advance for Over-
time, Making New Scale
80c. and \$1.20 for Men

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resolution of indignation and protest adopted by twenty-five residents of the locality denouncing the commission. But he was disappointed. The commission did not resume its public session.

The locals represented at the hearing, whose spokesman, Chairman Ripley said, would be heard if they so desired, were fifty-seven in number. The locals represented the ports of New York, Hampton Roads, Baltimore, Boston and Portland, Me.

The chief spokesman for the employers was Clement H. Betts, of the Park-Eddy Company.

While the meeting was in session, Captain O'Connor was served with a summons and complaint in an action for \$100,000 for alleged damage brought against him by Paul Van carell.

ANGELES, Villa Chief,
Is Held in Prison
At Chihuahua City

CHIHUAHUA CITY, Mexico, Nov. 21.—General Manuel M. D'Amato, federal commander of military operations in Northern Mexico, arrived here this afternoon with General Felipe Angeles, the Villa leader, who was captured early today, in the eastern state of Chihuahua. General Angeles was placed in the state penitentiary to await his trial, which is expected to take place immediately.

EL PASO, Texas, Nov. 21.—Felipe Angeles, the Villa leader, who was captured recently by Mexican forces, reached El Paso, Chihuahua, early today, in the eastern state of Chihuahua. General Angeles was placed in the state penitentiary to await his trial, which